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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)

Plaintiff,)

v.) Case NO. CR 07-0329-001 SI

JOHN ACIEGA (aka John Aicega),)

Defendant.)

**DISPOSITION ORDER
(WRIT OF CONTINUING
GARNISHMENT)**

GREAT-WEST LIFE AND ANNUITY
INSURANCE COMPANY,)

28 U.S.C. 3205(c)(7)

Garnishee.)

The United States has filed its Application for Disposition Order (Writ of Continuing Garnishment).

The Court finds that:

1. Judgment debtor and defendant John Aciega (also known as John Aicega, hereinafter "Defendant") is indebted to plaintiff United States of America in the original amount of \$75,100.00, plus interest at the rate of 3.420%, arising out of a judgment dated December 21,

2007, in the above-captioned case. As of February 11, 2010, the approximate balance due on this debt was \$73,603.00.

2. The Court issued its Writ of Continuing Garnishment, directed to the Garnishee Great-West Life and Annuity Insurance Company, and the Writ was served on the Garnishee.


3. The Answer of Garnishee filed with the Court indicated that at the time of the service of the Writ, the Garnishee had in its possession, custody, or control property in which the Defendant had a substantial nonexempt interest, namely an employee deferred compensation plan with funds valued at \$224,929.15, as of November 23, 2009, belonging to and due the Defendant.

4. On December 22, 2009, the Defendant was notified of his right to a hearing and to object to the Garnishee's Answer. The Defendant has neither requested a hearing nor filed an objection to the Garnishee's Answer, and the time to do so has expired.

Based on the foregoing, and for good cause shown,

IT IS HEREBY ORDERED that the Garnishee shall pay to the Plaintiff, from the value of the employee deferred compensation account, funds belonging to the Defendant in the amount of \$73,603.00, plus any additional interest accrued, up to the debt amount owed, and currently in the Garnishee's possession.

Dated: 2/16/10



SUSAN ILSTON
UNITED STATES DISTRICT JUDGE